

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arazi et al.
Serial Number: 09/784,109
Patent No.: 6,430,395
Filing Date: 2/16/01
Title: Wireless Private Branch Exchange (WPBX) and Communicating
Between Mobile Units and Base Stations
Art Unit: 2681

Attention: Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR RE-ISSUANCE OF LETTERS PATENT

Commil USA LLC, owner of the entire title and interest of U.S. Patent No. 6,430,395 (the “‘395 patent”), by and through its counsel of record, hereby petitions the Commissioner to re-issue to it, Letters Patent for the ‘395 patent as the Letters Patent originally issued by the USPTO have been lost. Petitioner makes this petition pursuant to 37 C.F.R. § 1.182 and authorizes payment of the required petition fee in accordance with 37 C.F.R. § 1.17(f) (see below).

UNDERLYING FACTS OF CASE

United States Patent No. 6,430,395 was issued on August 6, 2002. Commil, Ltd., the previous owner of the ‘395 patent, subsequently received Letters Patent from the United States Patent and Trademark Office. The ‘395 patent was later assigned to Petitioner Commil USA LLC. Following a request from Petitioner, Commil, Ltd. has diligently searched but has been

unable to locate the original Letters Patent. In support of the foregoing facts, a declaration made by Mr. Yuval Dovev, the Chief Executive Officer (CEO) of Commil Ltd. at the time Commil, Ltd.'s operations ceased in late 2005, is attached hereto as Exhibit "A" and incorporated by reference.

CONCLUSION

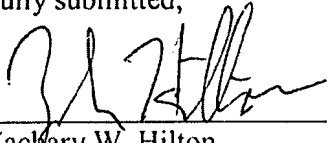
In accordance with 37 C.F.R. § 1.182, re-issuance of the Letters Patent for the '395 patent is proper under the circumstances. If the Commissioner has any questions concerning this Petition, he is invited to contact the undersigned counsel of record at (972) 367-2001.

The petition fee (37 C.F.R. § 1.17(f)) is paid as follows:

☒ Charge Account 50-0392 the sum of \$400.00.

Respectfully submitted,

By:


Zachary W. Hilton
Reg. No. 58,897

Date: September 21, 2007

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Facsimile: (972) 367-2002

DECLARATION OF YUVAL DOVEV

I, Yuval Dovev, hereby declare the following:

1. My name is Yuval Dovev. I am over the age of twenty-one (21), have never been convicted of a felony, and am competent to testify to the matters stated herein. The facts stated herein are true and correct and based on my personal knowledge.

2. I was the Chief Executive Officer (CEO) of Commil Ltd. prior to cessation of operations in late 2005. In my position as CEO of Commil, Ltd., I gained personal knowledge of Commil, Ltd.'s document management and storage policies, including policies pertaining to the management and storage of all patent documents.

2. U.S. Patent No. 6,430,395 (the "'395 patent'"), was issued on August 6, 2002. The entire right and title to and in the '395 patent was assigned to Commil, Ltd. on February 12, 2001. Commil, Ltd. received from the United States Patent and Trademark Office, Letters Patent for the '395 patent following issuance. Subsequently, Commil, Ltd. was unable to locate said Letters Patent.

4. I have conducted a diligent search for the Letters Patent for the '395 patent. However, I have been unable to locate said Letters Patent.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT.

Executed on August 23, 2007.

Yuval Dovev
Declarant

